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11 WASHINGTON MUTUAL BANK

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 OAKLAND DISTRICT

15 In re LATE FEE and OVER-LIMIT FEE  
16 LITIGATION

Civil Action No. C-07-0634 SBA

17 This Document Relates To:  
18 ALL ACTIONS.

CLASS ACTION

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**WASHINGTON MUTUAL BANK'S FED. R.  
CIV. P. 7.1 DISCLOSURE STATEMENT  
AND LOCAL RULE 3-16 CERTIFICATION  
OF INTERESTED ENTITIES OR  
PERSONS**

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23 Pursuant to Federal Rule of Civil Procedure 7.1, Defendant Washington Mutual  
24 Bank ("Defendant") hereby certifies that it is a wholly-owned subsidiary of New American  
25 Capital, Inc. New American Capital, Inc. is a wholly-owned subsidiary of Washington  
26 Mutual, Inc. Washington Mutual, Inc. does not have a parent corporation.

27 Pursuant to Civil Local Rule 3-16, Defendant hereby certifies that the following  
28 listed persons, associations of persons, firms, partnerships, corporations (including parent

1 corporations) or other entities (i) have a financial interest in the subject matter in  
2 controversy or in a party to the proceeding, or (ii) have a non-financial interest in that  
3 subject matter or in a party that could be substantially affected by the outcome of this  
4 proceeding:

5           1.     New American Capital, Inc., of which Defendant is a wholly-owned  
6 subsidiary.

7           2. Washington Mutual, Inc., of which New American Capital, Inc. is a wholly-  
8 owned subsidiary.

Dated: May 16, 2007

HELLER EHRLMAN LLP

By /s/ Jonathan P. Hayden  
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